

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CIVIL ACTION NO. 3:17-CV-619-FDW-DCK**

**CHARLES BENZING,**

**Plaintiff,**

**v.**

**STATE OF NORTH CAROLINA, NORTH  
CAROLINA DEPARTMENT OF PUBLIC  
SAFETY (NCDPS), KAREY SCOTT  
TREADWAY, AMY RUNYAN SWEATT,  
and TASHA DESHAWN LOCKRIDGE,**

**Defendants.**

**ORDER**

**THIS MATTER IS BEFORE THE COURT** on *pro se* Plaintiff's "Motion To Compel Discovery Response" (Document No. 27) filed September 18, 2018. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b) and is ripe for review. Having carefully considered the motion, the record, and applicable authority, the undersigned will deny the motion.

By the pending motion, *pro se* Plaintiff seeks to compel Defendants' production of "a full and complete copy of the probation file for Charles James Benzing." (Document No. 27, p. 1). "Defendants' Response To Plaintiff's Motion To Compel Discovery Response" (Document No. 28) was filed on October 2, 2018. "Defendant's Response..." states in pertinent part that "with the filing of this response Defendants have supplied Plaintiff with a complete copy of his probation file as provided by Defendant Sweatt to undersigned counsel." (Document No. 28, p. 2). To date, Plaintiff has not filed a reply brief in support of his motion, or otherwise objected to or disputed Defendants' production of the documents he requested. See Local Rule 7.1(e).

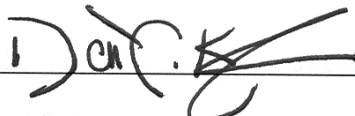


Based on the foregoing, the undersigned finds that the “Motion To Compel Discovery Response” (Document No. 27) should be denied because it appears that Defendants have proceeded in good faith in the discovery process and have now provided *pro se* Plaintiff with appropriate discovery responses.

### **CONCLUSION**

**IT IS, THEREFORE, ORDERED** that *pro se* Plaintiff’s “Motion To Compel Discovery Response” (Document No. 27) is **DENIED**.

Signed: October 12, 2018

  
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David C. Keesler  
United States Magistrate Judge

